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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/783,217 Confirmation No.: 6679
Applicant : Michi Garrison
Filing Date : 02/20/2004
Title : METHODS AND APPARATUS FOR LOCALIZED AND SEMI-LOCALIZED
DRUG DELIVERY
Group Art Unit : 3763
Examiner : Not yet assigned
Docket No. : 13854.4003
Customer No. : 34313

Commissioner For Patents
Mail Stop Missing Parts
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

Sir:

The Notice of Incomplete Reply (Nonprovisional) mailed November 4, 2004 stated that FIGS 20A-C were rejected for having a non-white background. The Applicants submitted formal figures on October 14, 2004, each of which had the required white backgrounds. Thus, the Applicants do not understand why this Notice of Incomplete Reply was issued. Nevertheless, the Applicants are hereby resubmitting FIGS. 20A-C. However, the Applicants respectfully Request that the Patent Office verify that the Notice of Incomplete Reply dated November 4, 2004 was properly issued.

11/19/2004 CCHAU1 00000028 150665 10783217
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CERTIFICATE OF MAILING
37 CFR §1.8

I hereby certify, pursuant to 37 CFR §1.8, that I have reasonable basis to expect that that this paper or fee (along with any referred to as being attached or enclosed) would be mailed or transmitted on or before the date indicated with the United States Postal Service with sufficient postage as first class mail on the date shown below in an envelope addressed to Mail Stop Missing Parts, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: November 15, 2004


Karen Johnson

DOCSOC1:157175.1

Applicant : Michi Garrison
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1. DOCUMENTS ENCLOSED:

In response to the **NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)**,
which was mailed by the Patent Office on November 4, 2004, enclosed are:

- ☐ Declaration
- ☐ Power of Attorney: ☐ Separate or ☐ Combined with Declaration
- ☐ Assignment of the invention to _____ (together with PTO Form 1595)
 - ☐ Statement Under 37 CFR § 3.73(b)
- ☒ Replacement Formal Drawings (1 page; FIGS 20A-20C)
- ☒ A copy of the Notice of Incomplete Reply (Nonprovisional)

2. REQUEST FOR EXTENSION OF TIME:

The proceedings herein are for a patent application and the provisions of 37 CFR
§ 1.136 apply.

- ☒ Applicant(s) petitions for an extension of time under 37 CFR § 1.136 [fees:
37 CFR § 1.17(a)(1)-(5)] for the total number of months checked below:

EXTENSION (months)	FEE FOR SMALL ENTITY	FEE FOR OTHER THAN SMALL ENTITY
<input type="checkbox"/> one month	\$55.00	\$110.00
<input type="checkbox"/> two months	\$215.00	\$430.00
<input type="checkbox"/> three months	\$490.00	\$980.00
<input type="checkbox"/> four months	\$765.00	\$1,530.00
<input checked="" type="checkbox"/> five months	\$1,040.00	\$2,080.00
		Fee 1,040.00

- ☒ If any extension fee is required, please consider this a petition therefor.

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3. FILING FEES

☒ Applicant claims small entity status pursuant to 37 CFR 1.27.

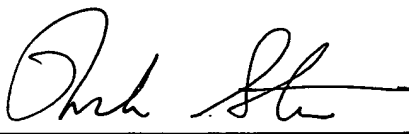
BASIC FILING FEE:					\$0.00
Total Claims	217	-	217	= 0 x \$18.00	\$0.00
Independent Claims	23	-	24	= 0 x \$88.00	\$0.00
Multiple Dependent Claims	\$300	(if applicable)	<input type="checkbox"/>		\$0.00
Surcharge 37 CFR § 1.16(e)	\$130	(if applicable)	<input checked="" type="checkbox"/>		\$0.00
TOTAL OF ABOVE CALCULATIONS					\$0.00
Reduction by ½ for Filing by Small Entity. Note 37 CFR §§ 1.9, 1.27, 1.28. <input checked="" type="checkbox"/>					\$0.00
Extension of Time (from above)					\$1,040.00
Assignment -- \$40 (if applicable) <input type="checkbox"/>					\$0.00
TOTAL FEES SUBMITTED HERewith					\$1.040.00

4. Method of Payment of fees:

- ☐ A check in the amount of \$_____ is enclosed to cover the above fee(s).
- ☒ Charge Orrick's Deposit Account No. **15-0665** in the amount of **\$1,040.00**.
- ☒ The Commissioner is authorized to charge Orrick's Deposit Account No. **15-0665** for any fees required under 37 CFR §§ 1.16, 1.17 and 1.445 that are not covered, in whole or in part, by a check enclosed herewith and to credit any overpayments to said Deposit Account No. **15-0665**.

Respectfully submitted,

ORRICK, HERRINGTON & SUTCLIFFE LLP

By: 

Mark Stirrat
Reg. No. 50,756

Dated: November 15, 2004

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/783,217	02/20/2004	Michi Garrison	13854.4003

34313
 ORRICK, HERRINGTON & SUTCLIFFE, LLP
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 SUITE 1600
 IRVINE, CA 92614-2558

CONFIRMATION NO. 6679
FORMALITIES LETTER
OC000000014291616
 OC000000014291616

Date Mailed: 11/04/2004

NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

Filing Date Granted

The U.S. Patent and Trademark Office has received your reply on 10/18/2004 to the Notice to File Missing Parts (Notice) mailed 05/14/2004 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application. Replies should be mailed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

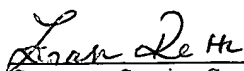
The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawings must be made on paper that has a white background (see 37 CFR 1.84 (e)). For example, drawings on graph paper, lined paper, or paper that has a non-white background are not acceptable. See Figure(s) 20A-C.

Replies should be mailed to: Mail Stop Missing Parts
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 P.O. Box 1450
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE